

UNITED STATES DISTRICT COURT
DISTRICT OF UTAH CENTRAL DIVISION

BRIGHAM YOUNG UNIVERSITY, a Utah non-profit educational institution; and DR. DANIEL L. SIMMONS, an individual,

Plaintiffs,

vs.

PFIZER, INC., a Delaware corporation, G.D. SEARLE & COMPANY, a Delaware corporation, G.D. SEARLE LLC, a Delaware limited liability company, MONSANTO COMPANY, a Delaware corporation; and PHARMACIA CORPORATION, a Delaware corporation,

Defendants.

**ORDER GRANTING THIRD STIPULATED
MOTION TO AMEND PROTECTIVE
ORDER**

Case No. 2:06CV00890 TS

Honorable Ted Stewart

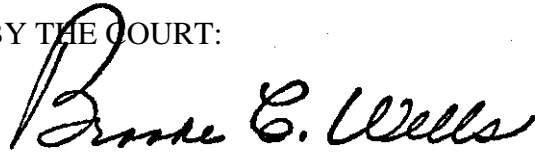
Magistrate Judge Brooke C. Wells

All provisions of the Protective Order (Doc. 43), the Amended Protective Order (Dkt. 362), and the Second Amended Protective Order (Dkt. 392) remain in full force and effect except as follows:

IT IS HEREBY ORDERED that pleadings, discovery requests, and responses (including any documents cited therein) and transcripts of depositions (including exhibits) containing HIGHLY CONFIDENTIAL INFORMATION may be made available to and inspected by Defendants' in-house counsel, Dean Olson, for the purpose of determining whether to submit, and for the purpose of submitting, documents to the United States Patent and Trademark Office in connection with on-going reissue proceedings.

Dated: July 12, 2010.

BY THE COURT:



Magistrate Judge Brooke C. Wells

CERTIFICATE OF SERVICE

I hereby certify that on the ____ day of July, 2010, a true and correct copy of the foregoing

[PROPOSED] ORDER GRANTING THIRD STIPULATED MOTION TO AMEND

PROTECTIVE ORDER was served on counsel for plaintiffs as follows:

Mark M. Bettilyon	_____ U.S. Mail, postage prepaid
Rick B. Hoggard	<u> X </u> Hand Delivery
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Attorneys for Plaintiffs

/s/ _____